

**Stacy and Robert Kern  
Post Office Box 711019  
Los Angeles, California 90071**

June 23, 2003

Jeff S. Jordan, Esq.  
Supervisory Attorney  
Central Enforcement Docket  
Federal Election Commission  
999 E Street, NW  
Washington, D.C. 20463

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL  
2003 JUN 30 A 10:37

Re: MUR 5366

Dear Mr. Jordan:

As per your letter of June 6, 2003, enclosed please find my declaration and my husband's declaration in regards to MUR 5366.

Very truly yours,

  
Stacy Kern

/sk

Enclosures

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## Declaration of Stacy Kern

I, Stacy Kern, make this declaration on behalf of myself. I have personal knowledge of the matters represented herein and could and would testify to these under oath.

1. I am employed at the law firm of Howarth & Smith, Los Angeles, California, as Office Administrator.
2. On June 11, 2003, I received a letter dated June 6 from Mr. Jeff S. Jordan and a copy of a complaint filed by "The American Conservative Union," called MUR 5366.
3. The May 7 article with the complaint from "The Hill News," contains untrue statements about me and my husband, Robert Kern. After seeing it, I met with Don Howarth and gave him correct information, which he sent to the paper in a letter dated May 8, 2003, attached as Ex. A. The true facts are below.
6. My husband and I are homeowners in Los Angeles County.
7. I have been previously registered to vote and have voted. The same is true of my husband.
8. My husband and I have made political contributions for several years to a PAC (ASTA).
9. My husband is a successful businessman and owner of a travel agency, which he actively manages, PNR Travel.
10. The 1994 lien described in the newspaper article was issued in error. There

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was never a proper lien and none was "active until 2004." It was in fact released the same year, 1994, as erroneously issued, which is a matter of public record. See attached as Exhibit B.

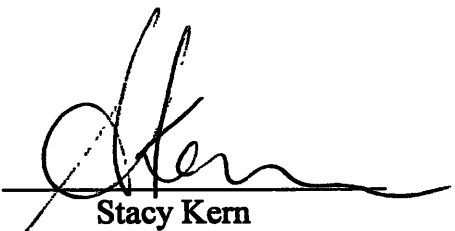
11. I was one of the primary contacts with the Edwards staff for the fund raiser for Senator Edwards in Malibu. I assisted the staff in making arrangements and attended the fund raiser.

12. I helped, attended, and made a donation because I wanted to do so and because I support Senator Edwards. My husband and I discussed his campaign and he wanted to support him too, and did so.

13. I have been employed by Howarth & Smith since 1985. My present salary as Office Administrator is: My husband and I both contribute to our personal finances.

14. No one from the Edwards staff or from my law firm or anyone else suggested or promised to reimburse us the amounts we chose to contribute, and we made our contributions understanding that it was our choice to contribute at all and what amount to contribute.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration was executed on June 20, 2003, at Los Angeles, California.

  
Stacy Kern

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## EXHIBIT B



Serving the People of California

State of California / Health and Welfare Agency / Employment Development Department  
P O. Box 826880 Attn: MIC 92G, Sacramento, CA 94280-0001



Pete Wilson, Governor

Acknowledgement for Erroneously  
Issued Lien Number(s)

Robert E. Kern, Jr.

DATE October 27, 1994

NAME \_\_\_\_\_

Long Beach, Ca 90806

ATTN: \_\_\_\_\_

EDD ACCT. NO. 341-3964-2

ESCROW NO. \_\_\_\_\_

This letter is to acknowledge that the following lien number(s) were **ERRONEOUSLY ISSUED**.

☒ Procedures for release of said lien(s) will now commence and the actual release document will be mailed directly to the appropriate County Recorder.

☐ Be advised, that our Release of Lien(s) was sent to the \_\_\_\_\_  
County Recorder's Office on \_\_\_\_\_ Recording information not yet  
available to us, please obtain this information from the County Recorder.

Recording / Release information is as follows:

LIEN NO.	DATE / RECORDING INFORMATION	DATE / RELEASE INFORMATION
<u>M 235496</u>	<u>/</u>	<u>/</u>
_____	<u>/</u>	<u>/</u>
_____	<u>/</u>	<u>/</u>
_____	<u>/</u>	<u>/</u>

Any questions concerning this can be directed to:

Central Collection Division

(916) 464-2666

Contact Person: L. J. [Signature]

Please give your EDD account number and lien number when inquiring

DB Krauter

D B Krauter, Manager

Collection Support Group, MIC 92G

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Declaration of Robert E. Kern, Jr.

I, Robert E. Kern, Jr., make this declaration on behalf of myself. I have personal knowledge of the matters represented herein and could and would testify to these under oath.

1. I am the owner and operator of PNR Travel located in Los Angeles, California. I am married to Stacy Kern, who is employed at the law firm of Howarth & Smith, Los Angeles, California, as Office Administrator.

2. On June 11, 2003, I received a letter dated June 6 from Mr. Jeff S. Jordan and a copy of a complaint filed by "The American Conservative Union," called MUR 5366.

3. I have read the declaration of my wife Stacy Kern, and it is true and accurate. The May 7 article with the complaint from "The Hill News," contains untrue statements about me and my wife. My wife brought this to the attention of her employer, Don Howarth, and gave him the correct information, which he sent to the paper in a letter dated May 8, 2003.

4. I own and operate my own travel agency, in downtown Los Angeles since 1991. PNR Travel is a multi-million dollar agency and currently has approximately 30 in house and home based travel agents. I am actively involved in many of the travel industry's governing bodies and associations including President of the Southern

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California Chapter of the American Society of Travel Agents and I sit on the National Board of Directors.

5. I have been previously registered to vote and have voted.

6. My wife and I have made political contributions for several years to a PAC (ASTA).

7. I did not talk to Ms. Smith, Mr. Howarth or anyone from the Howarth & Smith firm about my contribution to Senator Edwards' campaign. I discussed contributing only with my wife and we made our own decision to do so.

8. No one from the Edwards staff or the law firm or anyone else suggested or promised to reimburse us the amounts we chose to contribute, and we made our contributions understanding that it was our choice to contribute at all and what amount to contribute.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration was executed on June 19, 2003, at Los Angeles, California.

  
Robert E. Kern, Jr.

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